IN THE HIGH COURT OF JUDICATURE AT BOMBAY

IN ITS INSOLVENCY JURISDICTION

NOTICE OF MOTION NO.129 OF 2006
IN
PETITION NO.55 OF 1996

Harikishan Keshavdas Kothari & Ors. ..Insolvents.

Ex parte:
Bank of Baroda .. Petitioning Creditor.

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Mr. A.B. Shinde for the Petitioning Creditor.
Mr. S.P. Jog for Insolvent Nos.3 and 4.
Mr. Y.C. Parikh, Official Assignee present.

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CORAM: DR. D.Y. CHANDRACHUD, J.

19th September, 2006.

P.C. :

Counsel appearing for the Bank, the Petitioning Creditor does not dispute the authenticity of the receipt executed on 26th June, 2006 (Exh. A) by which the claim against Insolvents 3 and 4 has been settled fully and finally against the receipt of a total sum of Rs.11,10,000/-. In the circumstances, since counsel appearing for the Bank has stated before the Court that Insolvents 3 and 4 have settled the claim with the Bank, the order of adjudication is annulled so far as Insolvents 3 and 4 are concerned. The Motion is accordingly disposed of.